

Rod D. Margo (State Bar No.: 097706)
Jennifer J. Johnston (State Bar No.: 125737)
CONDON & FORSYTH LLP
1901 Avenue of the Stars, Suite 850
Los Angeles, California 90067-6010
Telephone: (310) 557-2030
Facsimile: (310) 557-1299
Email: rmargo@condonlaw.com
Email: jjohnston@condonlaw.com

6 | Attorneys for Defendant
BUMBO (PTY) LTD.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

11 WENDY D. WHITSON, etc., et al. } Case No. CV-07-5597 CW
12 Plaintiff, }
13 vs. } DECLARATION OF JESSICA
14 BUMBO, et al., } VIKER IN SUPPORT OF BUMBO
15 Defendants. } (PTY) LTD.'S AMENDED MOTION
16 } TO SET ASIDE DEFAULT, QUASH
17 } SERVICE, DISMISS FOR
18 } IMPROPER SERVICE, LACK OF
} PERSONAL JURISDICTION AND
} FAILURE TO SERVE, AND FOR
} SANCTIONS
Date: February 14, 2008
Time: 2:00 p.m.
Place: Courtroom of the Hon.
Claudia Wilken

I, Jessica Viker, declare:

21 1. I am a paralegal at the law firm of Condon & Forsyth LLP (“C&F”),
22 attorneys of record for defendant Bumbo (Pty) Ltd. (“Bumbo-Pty”). I have
23 personal knowledge of the facts stated in this declaration, and, if called as a
24 witness, could competently testify to these facts. I submit this declaration in
25 support of Bumbo-Pty’s *Amended Motion to Set Aside Default, Quash Service,*
26 *Dismiss for Improper Service, Lack of Personal Jurisdiction and Failure to Serve,*
and *For Sanctions.*

28 DECLARATION OF JESSICA VIKER IN SUPPORT OF
BUMBO (PTY) LTD.'S *AMENDED* MOTION TO SET ASIDE
DEFAULT, QUASH SERVICE, DISMISS FOR IMPROPER
SERVICE, LACK OF PERSONAL JURISDICTION AND
FAILURE TO SERVE AND FOR SANCTIONS
CASE NO.: CV07-5597 CW

1 2. I telephoned the office of Plaintiff's counsel multiple times during the
 2 months of November and December, 2007 requesting information on service.

3 3. I spoke to Jeremy R. Fietz, Esq. ("Fietz") sometime in late
 4 November/early December 2007. Fietz advised that he had no knowledge
 5 whatsoever about the case and that Donald S. Edgar, Esq. ("Edgar") would be the
 6 person with whom to speak.

7 4. Despite leaving a message for Mr. Edgar, I never received a return
 8 telephone call.

9 5. I then called Mr. Edgar who stated that Bumbo-Pty has been served
 10 "in South Africa" "sometime in October", but refused to give any details regarding
 11 when and how the service had been effected, or even the exact date on which
 12 service had occurred.

13 6. I have spent five (5) hours of time in monitoring the court's docket
 14 daily as well as in communications with Plaintiff's counsel. My hourly rate is
 15 \$110.

16 I declare under penalty of perjury that the foregoing is true and correct.

17 Executed this 11th day of January, 2008 at Los Angeles, CA.

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Jessica Viker